IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 13TH JULY 2007 / 22ND ASHADHA 1929

WP(C).No. 17287 of 2004(G)

PETITIONER:

ELSY.K.A., W/O.LATE P.C.PAPPU,
AGED 56 YEARS, KURISINGAL HOUSE, NAYARAMBALAM.

BY ADV. SRI.GEORGE C.VARGHESE
SRI.V.M.SYAM KUMAR

RESPONDENTS:
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1. STATE OF KERALA REPRESENTED BY
CHIEF SECRETARY, TRIVANDRUM.

2. ACCOUNTANT GENERAL (A & E), INDIA
AUDIT AND ACCOUNTS DEPARTMENT.

3. THE DISTRICT WELFARE OFFICER,
ERNAKULAM CIVIL STATION, KAKKANAD.

4. THE DIRECTOR, SHEDULED CASTE
DEVELOPMENT DEPARTMENT, TRIVANDRUM.

BY GOVERNMENT PLEADER SMT. K.R.DEEPA

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 13/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 17287/2004 G

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE MARRIAGE CERTIFICATE DT. 16/3/96 BY THEMARRIAGE OFFICER, NJRAKKAL.

EXT.P2. COPY OF THE DEATH CERTIFICATE OF SMT. ANNA ISSUED BY THE REGISTRAR OF BIRTHS AND DEATHS, NJARAKKAL PANCHAYATH.

EXT.P3. COPY OF THE CERTIFICATE OF NOMINATION EXECUTED BY LATE SRI. PAPPU.

EXT.P4. COPY OF THE CERTIFICATE DT. 17/3/97 BY THE TAHSILDAR, TALUK OFFICE, KOCHI.

EXT.P5. COPY OF THE APPLICATION PREFERRED BY THE PETITIONER BEFORE THE SUB TREASURY OFFICER DT. 11/11/96.

EXT.P6. COPY OF THE LETTER DT. 19/2/97 NUMBERED AS PR5/PEN.A/596/J/77-78 92.

EXT.P7. COPY OF THE LETTER DT. 21/12/99 FORWARDED TO THE R3 BY THE PETITIONER.

RESPONDENT'S EXHIBITS **NIL**

True copy

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KURIAN JOSEPH J.

W.P.(C) No.17287 of 2004

Dated 13th July, 2007.

J U D G M E N T

The writ petition is filed mainly with the following prayers :-

> "(i) Issue a writ of mandamus, or any other appropriate writ, order or direction directing the respondents to forthwith sanction family pension to the petitioner as envisaged in the relevant law.
>
> (ii) Issue an appropriate writ, order or direction directing respondents to act upon Exts.P5 and P7 applications preferred by the petitioner within a period of one month from today."

Learned Government Pleader submits that the representations have not been received by the third respondent. Be that as it may, since the third respondent is aware of the situation, there will be a direction to the third respondent/competent authority to take appropriate action on Exts.P5 and P7, if not already taken, within a period of two months from the date of production of a copy of the judgment.

The writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J.

O.P. NO. OF 200

J U D G M E N T

Dated 13th July, 2007.